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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/707,738	11/06/2000	Alessandro Sette	18623006250	8820

20350 7590 10/21/2002

TOWNSEND AND TOWNSEND AND CREW, LLP  
TWO EMBARCADERO CENTER  
EIGHTH FLOOR  
SAN FRANCISCO, CA 94111-3834

EXAMINER

DECLoux, AMY M

ART UNIT PAPER NUMBER

1644

DATE MAILED: 10/21/2002

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Please find below and/or attached an Office communication concerning this application or proceeding.

0: SR 23

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AKXVAAWTLKAAAT = SR 11  
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5736,142 patent for support  
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09/707,738	11-6-00	Sette et al.	018623-006250US

EXAMINER	
Amy DeCloux	
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Please find below a communication from the EXAMINER in charge of this application

Commissioner of Patents

The reply to Restriction requirement filed 7-30-02 (Paper No. 14) is not fully responsive to the prior Office action (restriction) mailed 5-21-02 (Paper No. 12), because of the following omission(s) or matter(s): Applicant did not elect a species encompassed by the elected invention.

Specifically, applicant elected the species KXVAAWTLKAA. Said species does not conform to the generic sequence recited in claim 1 because the specifications of R1 and R5 of the generic sequence do not match the N terminal K residue and the C terminal A-A residues, respectively, of the elected peptide. K does not suffice for R1 where R1 is a D- or L- amino acid followed by a alanine or lysine. And the terminal AA of the elected species does not meet the requirement for R5 where R5 consists of 2 to 4 amino acids followed by a D- or L-amino acid residue, wherein each of the 2 to 4 amino acids is independently selected from the group consisting of alanine, serine and valine.

Since the above-mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of ONE EXTENDABLE MONTH, from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME LIMIT MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Amy DeCloux whose telephone number is (703) 306-5821. The examiner can normally be reached Monday through Friday from 9:00 am to 6:00 pm. a message may be left on the examiner's voice mail service. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christina Chan can be reached on (703) 308-3973. Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center 1600 receptionist whose telephone number is (703) 308-0196.

Papers related to this application may be submitted to Technology Center 1600 by facsimile transmission. Papers should be faxed to Technology Center 1600 via the PTO Fax Center located in Crystal Mall 1. The faxing of such papers must conform with the notice published in the Official Gazette, 1096 OG 30 (November 15, 1989). The CM1 Fax Center telephone number is (703) 305-3014.

Amy DeCloux, Ph.D.  
Patent Examiner  
October 15, 2002

*Pat J. Nolan*  
Patrick J. Nolan, Ph.D.  
Primary Patent Examiner  
Group 1640